## \*\*E-Filed 9/20/2011\*\* 1 TAD A. DEVLIN (SBN: 190355) JOEL A. MORGAN (SBN: 262937) 2 **GORDON & REES LLP** 275 Battery Street, Suite 2000 3 San Francisco, CA 94111 Telephone: (415) 986-5900 Facsimile: (415) 986-8054 4 5 Attorneys for Defendant THE PRUDENTIAL INSURANCE COMPANY OF AMERICA 6 7 UNITED STATES DISTRICT COURT 8 9 NORTHERN DISTRICT OF CALIFORNIA 10 SAN JOSE DIVISION 11 275 Battery Street, Suite 2000 12 NASSER ESA CASE NO. 5:10-CV-03977 JF San Francisco, CA 94111 Gordon & Rees LLP 13 Plaintiff. STIPULATION AND [PROPOSED] 14 ORDER TO CONTINUE CASE VS. 15 LOCKHEED MARTIN FLEXIBLE BENEFITS PLAN, LOCKHEED MARTIN GROUP 16 UNIVERSAL LIFE PLAN, LIFE INSURANCE COMPANY OF NORTH AMERICA, and THE 17 PRUDENTIAL INSURANCE COMPANY OF **AMERICA** 18 Defendants. 19 20 TO THE COURT, THE PARTIES AND THEIR ATTORNEYS OF RECORD: 21 Plaintiff Nasser Esa and Defendant The Prudential Insurance Company of America, by 22 and through their respective counsel of record, hereby stipulate as follows: 23 WHEREAS the Case Management Conference is currently set for September 23, 2011; 24 WHEREAS the parties have resolved the dispute and are in the process of finalizing the 25 resolution of this matter and will be filing a stipulation to dismiss the case with prejudice shortly. 26 The parties will notify the Court by October 14, 2011 of the status of resolution and dismissal; 27 28 STIPULATION AND [PROPOSED] ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE CASE NO. 5:10-CV-03977 JF

Case 5:10-cv-03977-LHK Document 48 Filed 09/20/11 Page 1 of 3

## Case 5:10-cv-03977-LHK Document 48 Filed 09/20/11 Page 2 of 3

Gordon & Rees LLP 275 Battery Street, Suite 2000 San Francisco, CA 94111	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Group Universal Life Plan, and Life Insurance concluded a separate settlement with Plaintiff Na stipulation;	asser Esa and need not be a signatory to this st the Court continue the Case Management
	23		COMPANT OF AMERICA
	25		
	26		
	27		
	28		
	20	STIPULATION AND [PROPOSED] ORDER TO CONTINU CONFERENCE	UE CASE MANAGEMENT CASE NO. 5:10-CV-03977 JF

## **ORDER**

PURSUANT TO STIPULATION, I'	T IS SO ORDERED that the Case Management
VACATED pendir	ng reassingment of this case to another judge
Conference in this case is continued to	2011

September 20 Date: , 2011

